

# Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: November 8-9, 2006

Reference No.: 2.3c.  
Action Item

From: CINDY McKIM  
Chief Financial Officer

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Division of Design

Subject: **RELINQUISHMENT RESOLUTIONS**

## **RECOMMENDATION:**

The Department of Transportation recommends the California Transportation Commission (Commission) approve the relinquishment resolution, summarized below, that will transfer highway facilities no longer needed for the State Highway System to the local agency identified in the summary.

## **ISSUE:**

It has been determined that each facility in the specific relinquishment resolution summarized below is not essential to the proper functioning of the State Highway System and may be disposed of by relinquishment. Upon the recording of the approved relinquishment resolution in the county where the facility is located, all right, title and interest of the State in and to the facility to be relinquished will be transferred to the local agency identified in the summary. Consequently, the facility is safe and drivable, or has been maintained in a state of good repair. The local authority has been advised of the pending relinquishment a minimum of 90 days prior to the Commission meeting for both superseded highways and collateral facilities pursuant to Section 73 of the Streets and Highways Code. Any exceptions or unusual circumstances are described in the summary below.

## **RESOLUTIONS:**

Resolution No. R-3650 – 4-SCI-237-PM 7.1 (Request No. 56063) – 2 Segments

Relinquishes right of way in the city of San Jose, at North First Street, consisting of reconstructed and relocated city streets. The City of San Jose, by freeway agreement dated June 23, 1992, and by letter dated August 16, 2006, agreed to accept title upon relinquishment by the State. The 90-day notice period expired September 14, 2006, without exception.